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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/506,570

04/29/2005

Stephen D. Harrison

PP19016.003

1325

7590  
Chiron Corporation  
Intellectual Property R 338  
PO Box 8097  
Emeryville, CA 94662-8097

09/26/2007

EXAMINER

MARSCHER, ARDIN H

ART UNIT

PAPER NUMBER

1614

MAIL DATE

DELIVERY MODE

09/26/2007

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10506570	4/29/2005	HARRISON ET AL.	PP19016.003

Chiron Corporation  
Intellectual Property R 338  
PO Box 8097  
Emeryville, CA 94662-8097

## EXAMINER

Ardin Marschel

ART UNIT	PAPER
1614	20070923

DATE MAILED:

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## Commissioner for Patents

The reply filed on 6/25/07 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The specie election requirement set forth on page 4 of the Office action, mailed 4/23/07, was not complied with. There was only a Group election in applicant's response, filed 6/25/07. The election of species as set forth as a requirement on said page 4 yet is required. In summary, an election of a particular species of GSK3 inhibitor is required, as well as electing the "absence" or "presence" of an additional agent as optionally required in the claims of Group I, but specifically required, if elected as to its presence, in instant claims 11-35. If the absence of such an additional agent is elected, then the election of a specific additional agent is not required. Lastly, with the election of Group I, an election of a route of administration is required, selected, for example, from the species listed in claims 49 or 53. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Papers related to this application may be submitted to Technical Center 1600 by facsimile transmission. Papers should be faxed to Technical Center 1600 via the Central PTO Fax Center. The faxing of such papers must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1988), 1156 OG 61 (November 16, 1993), and 1157 OG 94 (December 28, 1993)(See 37 CFR § 1.6(d)). The Central PTO Fax Center number is (571) 273-8300.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ardin Marschel, Ph.D., AU 1614 Supervisory Patent Examiner, whose telephone number is (571) 272-0718. The examiner can normally be reached on Monday-Friday from 8 A.M. to 4 P.M.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

September 23, 2007

*Ardin H. Marschel* 9/23/07  
**ARDIN H. MARSCHEL**  
**SUPERVISORY PATENT EXAMINER**